

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday June 27, 2006, the following members were present:

Greg Jergeson, Chairman
Brad Molnar, Vice Chairman
Doug Mood, Commissioner
Robert H. Raney, Commissioner
Thomas J. Schneider, Commissioner

APPEARANCE
Will Rosquist, Utility Division

(127) In the matter of NorthWestern Energy - D2002.6.64 - On May 19, 2005, NorthWestern Energy filed to adjust the BPA Residential Exchange Credit for residential and irrigation customers pursuant to a tracking mechanism approved by the Commission in 2002 (D2002.6.64). The rate credit amount is derived from the amount of monetary benefits NWE receives on behalf of its residential and small farm customers from the Bonneville Power Administration under the terms of a settlement of the Residential Exchange provisions of the Northwest Power Act. The proposed adjustment would reduce the credit from the current (\$0.001550) kwh to (\$0.001511) kwh.

Commissioner Schneider moved to approve BPA residential tariff adjustment and authorize staff to process the compliance tariff. Commissioner Raney seconded the motion, which passed 5 - 0.

APPEARANCE
Wayne Budt, Administrator
Transportation & Centralized Services Division

(128) In the matter of T-06.18.OTSC - On May 24, 2006 an Order to Show Cause was issued to David D. and Marla J. Francis dba All Valley Cab, Belgrade, Montana for failure to file a 2005 Annual Report. This Order to Show Cause was sent certified mail and returned as unclaimed. This motor carrier was contacted several times by telephone concerning the need for filing of this report. No report has been received.

Commissioner Raney moved to cancel the order to show cause and allow the certificate to remain in effect. Commissioner Molnar seconded the motion, which passed unanimously.

(129) In the matter of TN2308 - Thomas P. McGree Butte, Montana requests permission to continue the lease of PSC No. 2530 to Tucker Transportation, Inc., Butte, Montana for a one year period, June 14, 2006 to June 14, 2007.

Commissioner Raney moved to approve the renewal of the lease as requested. Commissioner Molnar seconded the motion, which passed unanimously.

(130) In the matter of Commission Minutes for the week of June 12, 2006:

Commissioner Mood moved to approve minutes for the week of June 12, 2006. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Mike Lee, Utility Division

(131) In the matter of the Commission's discussion of D2004.5.84 - Intercarrier Compensation Missoula Plan:

Commissioner Schneider moved to issue an NCA cancelling the pending hearing in intercarrier compensation that is scheduled for July 19, 2006. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Tim Sweeney, Legal Division

Phil Cooke, Utility Division

(132) In the matter of the Commission's discussion of the complaint made by Carlen Johnson - to authorize the transfer of the complaint to department of Justice, Consumer Protection.

Commissioner Mood moved to authorize the transfer of Carlene Johnson complaint to the Department of Justice. Commissioner Schneider seconded the motion, which passed unanimously.

APPEARANCE

Tim Sweeney, Legal Division

Gary Duncan, Utility Division

(133) In the matter of the Commission's discussion of D2005.12.174 - Level 3 Communications' Arbitration of Interconnection Agreement to rule on Pro Hac Vice Application:

Commissioner Schneider moved to approve the Pro Hac Vice application of Victoria Ruth Mandell. Commissioner Raney seconded the motion, which passed unanimously.

(134) In the matter of the Commission's discussion of D2006.3.36 - Qwest Corporation's Motion to Dismiss Six (of ten) Respondents & Request for Prehearing Conference:

Commissioner Raney moved to grant Qwest's motion to dismiss Liberty Paging Service, Inc.; Matthews Answering Service, Inc.; Omnicom Paging Plus, LLC; Pager People, Inc; Spectrum Communications Sites, LLC; and Industrial Electronics a/k/a Airtel a/k/a Viaero Wireless. Commissioner Mood seconded the motion, which passed unanimously.

Commissioner Raney moved to grant the motion for a status conference in place of a prehearing conference. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Legal Division

(135) In the matter of the Commission's discussion of D2003.7.86, D2004.6.96, D2005.6.103 - NorthWestern Energy - three consolidated qualifying facility avoided cost dockets:

Commissioner Raney moved to defer the motion until the hearing on July 12, 2006.
Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Mike Lee, Utility Division

(136) In the matter of the Commission's discussion of D2006.6.94 - NorthWestern Energy annual qualifying facility avoided cost filing:

Commissioner Raney moved to approve the interim rate adjustment in D2006.6.94.
Commissioner Molnar seconded the motion.

Commissioner Jergeson made a substitute motion to defer action on this agenda item until a hearing is held on July 12th. Commissioner Schneider seconded the motion, which passed 4 to 1. Commissioner Molnar voted no.

APPEARANCE

Martin Jacobson, Legal Division

(137) In the matter of the Commission's discussion of PSC D2002.8.100, Court DV-03-10080 - Whitehall Wind application for QF rate determination:

Commissioner Raney moved that the PSC proceed to court to enforce the court order and the PSC procedure in PSC D2002.8.100, Court DV-03-10080. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Dave Burchett, Utility Division

(138) In the matter of the Commission's discussion of D2006.5.58 - NWE Natural Gas Tracker Filing:

Commissioner Schneider moved to approve the interim request of tariff changes in D2006.5.58.
Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(139) In the matter of the Commission's discussion of T-05.40.PCN - Valet Limousine -

Exceptions to Proposed Order:

Commissioner Mood moved to direct staff to draft an order granting the exceptions discussed at the work session and allowing Valet Limo to carry 15 or more passengers and to circulate the draft to the Commission for final draft. Commissioner Schneider seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGSON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)

